

On a motion by Mrs. Mitchell the consent agenda was amended by removing the February 19, 2013 work session minutes, which will immediately follow the consent agenda, and the legislative agenda, as amended, was adopted by unanimous vote in favor.

CONSENT AGENDA – presented by City Clerk Kim Nichols

The Consent Agenda, as amended, and consisting of the following items, was unanimously approved on a motion by Mrs. Campbell and seconded by Mr. Spies:

- *February 25, 2013 regular meeting minutes*
- *Resolution No. 2259 – appointing Bradley T. Phillips to the Historic District Commission for a term ending 8/31/2016*
- *Resolution No. 2260 – reappointing Jane R. Youngk to the Marina Committee for a term ending 1/31/2015*

MINUTES - February 19, 2013 work session minutes

Mr. Spies moved and Mrs. Campbell seconded to approve the February 19, 2013 work session minutes.

Mrs. Mitchell moved and Mr. Spies seconded to amend Line 75 on page two by striking the “m” after “Letters B and C.” The amendment was unanimously approved, and the February 19, 2013 work session minutes, as amended, were unanimously approved.

AWARD OF BIDS – presented by Assistant Internal Services Director Catrice Parsons

The following item was unanimously approved on a motion by Mrs. Mitchell and seconded by Mrs. Campbell:

- *Declaration of surplus – Service handgun – 0.00*

RESOLUTIONS – presented by City Administrator John Pick

- *Resolution No. 2261 – accepting funds from the United States Marshal’s Service for Police overtime*

Mrs. Campbell moved and Mr. Spies seconded to approve Resolution No. 2261.

Mrs. Mitchell moved, Mrs. Campbell seconded, and the vote was unanimous to amend Resolution No. 2261 by inserting “for” after the word “wanted” on Line 19.

Resolution No. 2261, as amended, was unanimously passed.

- Resolution No. 2262 – agreeing to the extension of the acting status of Ron Wells, Acting Manager, Technical Support

On a motion and seconded by Mrs. Shields and Mr. Spies, respectively, Resolution No. 2262 was unanimously passed.

- Resolution No. 2263 – agreeing to the extension of the acting status of Eric Baker, Acting Police Corporal

Mr. Spies moved and Mrs. Campbell seconded to approve Resolution No. 2263.

Mrs. Mitchell moved, Mrs. Shields seconded, and the vote was unanimous to amend Resolution No. 2263 by striking everything after the word “capacity” on Line 14 and inserting a period.

Resolution No. 2263, as amended, was unanimously approved.

- Resolution No. 2264 – US 50 East/Moore Annexation – proposing the annexation to the City of Salisbury of a certain area of land situate, continuous to and binding upon the easterly corporate limit of the City of Salisbury, to be known as the “U.S. 50 Business and U.S. 50-13 by-pass interchange (and to set a date for the public hearing on the proposed annexation)

Mr. Spies moved and Mrs. Campbell seconded to approve Resolution No. 2264 for first reading.

City Administrator John Pick provided a map on the projector so that the audience could view the property (134.32 acres) to be annexed.

Mrs. Mitchell moved, Mrs. Campbell seconded, and the vote was unanimous to amend Resolution No. 2264 by striking “E and F” and inserting “D and E” on page 28, second line of section F.

Mrs. Mitchell moved, Mrs. Campbell seconded, and the vote was unanimous to amend Resolution No. 2264 by inserting “Room 301” after “in” on Line 53 and a comma after “Chambers” on Line 54.

Mrs. Mitchell moved, Mrs. Campbell seconded, and the vote was unanimous to amend Resolution No. 2264 by striking “E and F” and inserting “D and E” on page 56, second line of section F.

Ms. Cohen explained that Resolution No. 2264 was a two-step resolution which will be voted on twice, since it required a second reading and public hearing, scheduled for

April 22, 2013 in Room 301, Council Chambers.

Resolution No. 2264, as amended for first reading, was unanimously approved.

- Resolution No. 2265 – US 50 East/Moore Annexation – adopting an annexation plan for a certain area of land situate contiguous to and binding upon the easterly corporate limit of the City of Salisbury, to be known as the “US 50 East/Moore Annexation” being an area located east of the US 50 Business and US 50-13 by-pass interchange

Mr. Spies moved and Mrs. Campbell seconded to approve Resolution No. 2265 for first reading.

Mr. Pick presented Resolution No. 2265, which adopts the annexation plan. This resolution is also required to be two-part, and the public hearing is scheduled for April 22, 2013 in Room 301, Council Chambers.

Mrs. Mitchell moved, Mr. Spies seconded, and the vote was unanimous to amend Resolution No. 2265 by inserting “Room 301,” after “in” on Line 33, and a comma after “Chambers” on Line 34.

Resolution No. 2265, as amended for first reading, was unanimously approved.

ORDINANCES – presented by City Attorney Mark Tilghman

- Ordinance No. 2233 – 2nd reading – setting false alarm fees

On a motion by Mrs. Shields and seconded by Mrs. Campbell, Ordinance No. 2233, as amended on February 25, 2013, was passed by unanimous vote in favor.

- Ordinance No. 2234 – 2nd reading – approving a budget amendment of the FY13 General Fund to appropriate funds received from the Speed Camera Program for construction of a fence at the City’s Police Range

Mrs. Campbell moved and Mrs. Mitchell seconded to approve Ordinance No. 2234 for second reading.

Mr. Spies moved, Mrs. Campbell seconded, and the vote was unanimous to amend Ordinance No. 2234 by inserting the following:

- Line 15 – insert “unauthorized” after the word “restrict”
- Line 16 – insert “from injury” after the word “public”
- Line 22 – insert a comma after “Inc.”

Ordinance No. 2234, as amended on February 25, 2013 and March 11, 2013, for second reading, was unanimously passed.

- *Ordinance No. 2235 – 1st reading – approving a budget amendment of the FY13 General Fund to appropriate funds received from the speed camera program for the purchase of computers and related equipment for seven new police patrol vehicles*

Mrs. Campbell moved and Mr. Spies seconded to approve Ordinance No. 2235 for first reading.

Mr. Spies moved, Mrs. Campbell seconded, and the vote was unanimous to amend Ordinance No. 2235 by striking the apostrophe in “Officers” on Line 18 and inserting it after the “s” in “Officers.”

Ordinance No. 2235, as amended for first reading, was unanimously approved.

- *Ordinance No. 2236 – 1st reading - pursuant to Chapter 17.228 of Title 17, Zoning of the Salisbury Municipal Code and Section 4.04 of Article 66B of the Annotated Code of Maryland for the purpose of adding Section 17.46, Mixed Use Non-Residential Zoning District and amending Section 17.08, Districts-Maps-Boundaries (creating multi-use/non-residential zoning district)*

Mrs. Shields moved and Mrs. Campbell seconded to approve Ordinance No. 2236 for first reading.

Mr. Lenox reviewed the language in the text amendment and the public hearing date, which will be April 8, 2013.

Ordinance No. 2236 for first reading was unanimously approved.

(After a seven minute break, Council reconvened at 7:47 p.m.)

- *Ordinance No. 2237 – 1st reading - pursuant to Chapters 17.108 and 17.228 of Title 17, Zoning, of the Salisbury Municipal Code, and Section 4.04 of Article 66B of the Annotated Code of Maryland, for the purpose of establishing in accordance with Chapter 17.110, Moore Property Commerce Park Planned Development District #3 binding on the westerly side of Walston Switch Rd. (County Rd. #297), the southerly side of US Route 50, the easterly side of land now or formerly owned by JD Hanna, LLC and the northerly side of land now or formerly owned by Francis C. and Lois T. Perdue (creating PDD)*

Mr. Spies moved and Mrs. Campbell seconded to approve Ordinance No. 2237 for first reading.

Mr. Lenox explained that the Moore Annexation property can't be zoned until it becomes part of the City. The district will be adopted prior to the annexation taking effect, and the Moore property will come into the City under the new district. Mr. Lenox recommended that following the public hearing, the City should adopt a "floating district" that applies to this property. The public hearing is scheduled for April 22, 2013.

By unanimous vote in favor, Ordinance No. 2237 for first reading was approved.

- *Ordinance No. 2238 – 1st reading - requiring businesses entering into agreements with the City of Salisbury, or filing appeals with or seeking relief or approval from the City of Salisbury to provide business ownership information*

Mrs. Campbell moved and Mr. Spies seconded to approve Ordinance No. 2238 for first reading.

Two members of the public provided the following comments on the ordinance:

- *This information is already on file with the City. Why can't the information be cross-referenced?*
- *This information is already provided to do business in the City. Why does the City require social security numbers and birth dates?*
- *the legislation needs to be returned to work session for fine tuning*
- *happy to see more information on vendors is available to the public*
- *thanked Council members for their effort because there are citizens who want to know who the City is doing business with*

Ordinance No. 2238 for first reading was passed 3-2, with Ms. Cohen, Mrs. Campbell and Mr. Spies voting "aye" and Mmes. Mitchell and Shields voting "nay."

PUBLIC COMMENTS

The following comments were received from three (3) members of the public pertaining to Ordinance No. 2239 (Lockout Ordinance), which was withdrawn from the March 11th agenda:

- *only allowed for two instances of gambling*
- *the burden of proof is shifted to the accused in crimes of violence*
- *there's no provision in the ordinance to subpoena witnesses*
- *disagrees with the manner in which the ordinance is set up procedurally*
- *there's enough law on the books to close all illegal activities*
- *many city businesses will suffer and possibly close because of this legislation*
- *a better approach is to firmly enforce disorderly people by placing them in jail*
- *thanked the Council for removing the ordinance from the agenda*

- *this law applies to all properties but that may not have been the intent*
- *requested for Council to take another look at the legislation*

ADJOURNMENT

The legislative meeting adjourned at 8:58 p.m.

Kimberly R. Nichols

City Clerk

Jeremy E. Cohen

Council President

City of Salisbury



MARYLAND

JAMES IRETON, JR.
MAYOR

JOHN R. PICK
CITY ADMINISTRATOR

LORÉ L. CHAMBERS
ASSISTANT CITY ADMINISTRATOR



125 NORTH DIVISION STREET
SALISBURY, MARYLAND 21801
Tel: 410-548-3190
Fax: 410-548-3192

KEITH CORDREY
DIRECTOR OF INTERNAL SERVICES
PROCUREMENT DIVISION

COUNCIL AGENDA

March 11, 2013

- | | | |
|----|--|--------|
| 1. | Declaration of Surplus-Service Handgun | \$0.00 |
|----|--|--------|

City of Salisbury



MARYLAND



125 NORTH DIVISION STREET
SALISBURY, MARYLAND 21801
Tel: 410-548-3190
Fax: 410-548-3192

KEITH CORDREY
DIRECTOR OF INTERNAL SERVICES
PROCUREMENT DIVISION

JAMES IRETON, JR.
MAYOR

JOHN R. PICK
CITY ADMINISTRATOR

LORÉ L. CHAMBERS
ASSISTANT CITY ADMINISTRATOR

COUNCIL AGENDA

March 11, 2013

To: Mayor and City Council

Subject: Surplus Item-Service Handgun

The City of Salisbury Internal Services Department-Procurement Division received a request from the Salisbury Police Department to declare the following handgun surplus:

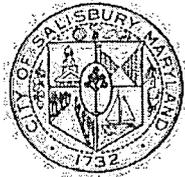
Department	Make	Model	Serial #
Police Department	Glock	17-9MM Handgun	BMS822

Upon declaration of surplus, and as approved by the Council, the aforementioned handgun will be given to the retiring police officer, Sergeant Hazel H. Beauchamp. Additional details are noted in the department memo.

Thank You,

Catrice L. Parsons
Assistant Director Internal Services-Procurement and Parking

City of Salisbury



45th

699 W. SALISBURY PARKWAY
SALISBURY, MARYLAND 21801

410-548-3165

POLICE DEPARTMENT

BARBARA DUNCAN
Chief of Police

February 14, 2013

TO: Catrice Parsons
Assistant Director Internal Services - Procurement

FROM: Robert K. Perry
Assistant Quartermaster – Salisbury Police Department

SUBJECT: INVENTORY (WEAPONS)

The Salisbury Police Department has a history of giving retired Police Officers their duty weapon as a retirement gift. With Chief Duncan's approval, I am requesting the Salisbury City Council declare as surplus, one Glock, Model 17, 9MM handgun with a serial number of BMS 822. This weapon will be given to Sergeant Hazel H. Beauchamp. Sergeant Hazel H. Beauchamp retired from the Salisbury Police Department on February 6, 2013.

Respectfully Submitted,

Robert K. Perry
Robert K. Perry 1771

Assistant Quartermaster
Salisbury Police Department